

18334
100203

U.S.P.T.O.

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. §1.53(b)
Attorney Docket: 056205.50339C1

22141 U.S. PTO
10/02/03
22141 U.S. PTO
10/02/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a request for filing a continuation application under 37 C.F.R. 1.53(b), of pending prior application:

Serial No. 09/943,385
Filed on August 31, 2001
Of Kohei KATO et al.
Entitled: MULTI-LEAF COLLIMATOR AND MEDICAL SYSTEM INCLUDING
ACCELERATOR
Examiner: Richard H. Kim
Group: 2882

1a.. Accompanying this order is a new specification and drawings, that does not contain any subject matter that would have been new matter in the prior application.
Total pages of specification, claims and abstract: 57
Total pages of drawings: 12

1b. Accompanying this order is a true copy of the prior application as originally filed.
Total pages of specification, claims and abstract: —
Total pages of drawings: —

2. New Formal drawings are being filed herewith consisting of — sheet(s), depicting Figures —.

3. Declaration and Power of Attorney:

- a. — Newly executed (original or copy)
- b. Copy from prior application
 - i. — Deletion of Inventors signed statement attached deleting inventor(s) named in the prior application

4. Incorporation by Reference:

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

- 5. Cancel original claims
- 6. Small entity status:
 - a. A small entity statement is enclosed
 - b. A statement of small entity status (copy attached) was filed on ____ in the prior application and status as a small entity is still proper and desired.
 - c. Is no longer claimed

7. The filing fee is calculated below:

**CLAIMS AS FILED, INCLUDING ANY CLAIMS
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT**

Basic Fee		\$385	\$770
Total Claims	<u>15</u> - 20 = <u>0</u> x 9 = \$ _____	18 = \$ _____	
Ind. Claims	<u>8</u> - 3 = <u>5</u> x 43 = \$ _____	86 = \$430.00	
	Multiple Dependent Claims + 140 = \$ _____	280 = \$ _____	
	Total	\$ _____	\$1200.00

- 8. Please charge my Deposit Account No. 05-1323 (Docket #____) in the amount of \$____.
- 9. A check in the amount of \$1200.00 to cover the filing fee is enclosed.
- 10. The Commissioner is authorized to charge any fee which may be required under 37 CFR 1.16 or 37 CFR 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket #056205.50339C1).

- 11. Amend the specification by inserting before the first line the sentence: --This application is a continuation of application Serial No. 09/943,385, filed August 31, 2001.--
- 12. Priority of Appln. No. 2001-021964, filed in Japan on January 30, 2001, is hereby claimed under 35 U.S.C. 119.
- 13. A certified copy of each said priority document was filed in application Serial No. 09/943,385 on August 31, 2001.
- 14. The prior application is assigned of record to Hitachi, Ltd.
- 15. The power of attorney in the prior application is to:

Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; and Jeffrey D. Sanok, Reg. No. 32,169.

- a. The power appears in the original application papers in the prior application.
- b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.
- c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.
- d. Address all future correspondence to:

CROWELL & MORING, LLP
Intellectual Property Group
P.O. Box 14300
Washington, DC 20044-4300

Customer No.

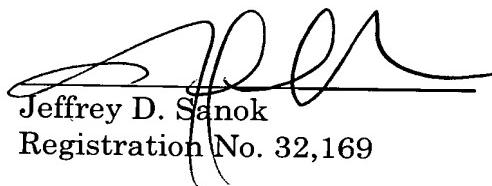
23911

- 16. Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.
- 17. A Preliminary Amendment is being filed herewith.
- 18. Return Receipt Postcard.

19. Other: Information Disclosure Statement

Respectfully submitted,

October 2, 2003



Jeffrey D. Sanok
Registration No. 32,169

CROWELL & MORING, LLP
P.O. Box 14300
Washington, D.C. 20044-4300
Tel: (202) 624-2500
Fax: (202) 628-8844

JDS:pct